

BROOKINGS COUNTY COMMISSION MEETING

Tuesday, July 3, 2007

The Brookings County Board of County Commissioners met in regular session on Tuesday, July 3rd, 2007 with the following members present: Mary Negstad, Dennis Falken, Don Larson, Deanna Santema, and Emil Klavetter.

Also in attendance were Ronald Sckerl of Trenton Township, Larry Miller, Kevin Tommeraasen, Kelly Conrad, and Todd Nelson.

CALL TO ORDER

Chairperson Klavetter called the meeting to order.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

CONSENT AGENDA

Chairperson Klavetter declared the Consent Agenda approved as amended with no objection from the board. The Consent Agenda consisted of the agenda for the July 3, 2007 Commission Meeting and the minutes from the June 26, 2007 Commission Meeting.

Welfare Matters: Case #07-065 for NWPS was denied; Case #07-061 for Foot Surgery was denied.

Travel/Education: Michael Giegling to attend 40 Hour Veteran Refresher Course September 24th-28th in Pierre, Stephanie Vogel to attend the Annual International City Management Association Conference October 7th-10th in Pittsburgh, PA.

ROUTINE BUSINESS

Highway Superintendent, Ted Eggebraaten met with the board to update them on paving County Roads #9 and #8, mowing, upcoming pavement marking, and an emergency bridge.

Emergency Management Director, Todd Struwe met with the board to report on the amateur radio field day for purposes of testing emergency communication, Points of Distribution training, and quarterly reports.

Brookings County Treasurer, Vicki Buseth, met with the board to present the Treasurer's Quarterly Financial Reports.

Planning & Zoning Director, Robert Hill met with the board to update them on the Public Utilities Commission meeting in Sioux Falls, the E911 meeting, a safety hazard briefing to the City, Sinai's City Council meeting, and the agenda for the Zoning meeting.

Extension Agent, Rose Stee met with the board to update them on 4-H Achievement Days and the CYFAR (Children, Youth, and Families at Risk) Impact Statement.

Trenton Township Supervisor, Ronald Sckerl scheduled time with the board to update them on Trenton Township's meeting on the proposed plan to move the airport to Trenton Township and the citizens' objection to the proposed plan.

REGULAR BUSINESS

Motion by Santema, seconded by Falken to amend Resolution #07-22, a Resolution Granting Easement for Continued Use of Road Right of Way for Existing Cabin. Roll Call Vote: Negstad "Aye," Santema "Aye," Falken "Aye," Larson "Aye," Klavetter "Aye." Motion Carried.

Motion by Negstad, seconded by Falken to authorize Chairperson Klavetter to sign Resolution #07-22, a Resolution Granting Easement for Continued Use of Road Right of Way for Existing Cabin. Roll Call Vote: Larson "Aye," Negstad "Aye," Santema "Aye," Falken "Aye," Klavetter "Aye." Motion Carried.

RESOLUTION 07- 22

RESOLUTION GRANTING EASEMENT FOR CONTINUED USE OF ROAD RIGHT OF WAY FOR EXISTING CABIN

WHEREAS, it has been brought to the attention of the County Commission that a portion of a cabin was constructed approximately 9.2 feet upon the right-of-way of Brookings County Road 2, such cabin being upon the following property:

Lot Thirty (30) of the Marvin Wade Sub-Division in Government Lots one (1), two (2) and three (3) of Section Six (6), Township One Hundred Twelve (112) Range Fifty-two (52) W of the 5th P.M., Brookings County, South Dakota.

WHEREAS, it appears that such cabin was constructed at such location over fifty (50) years ago and has existed in part upon such road right-of-way since being constructed;

WHEREAS, it appears that such cabin is far enough from the traveled road surface so as to not pose an immediate threat to the traveling public;

WHEREAS, it appears reasonable to permit such existing cabin to remain on the right-of-way for the life of such structure;

NOW THEREFORE BE IT RESOLVED that BROOKINGS COUNTY, SOUTH DAKOTA hereby grants to the present and future owners of the above described Lot Thirty (30) an easement to continue to occupy the 9.2 feet more or less of the Brookings County Road 2 Right-of-Way for the purpose of the cabin as it presently exists, provided however that such cabin as it exists on the right-of-way may not be expanded and should it ever be destroyed or removed then and in such event this easement shall end and any future cabin constructed upon such lot shall be so constructed as not to be upon or overhang the road right-of-way.

In the event a written Easement Agreement is necessary then the Chairperson is authorized to execute such Easement consistent with the provisions of this Resolution.

Adopted this 3rd day of July, 2007.

Emil Klavetter, Chairperson
Brookings County Board of
Commissioners

ATTEST:

Janet Willmott, Auditor

Motion by Falken, seconded by Negstad to approve an Acceptance Certificate for Emergency Management Director Todd Struwe to participate as a member of the South Dakota Incident Management Team. Roll Call Vote: Santema "Aye," Falken "Aye," Larson "No," Negstad "Aye," Klavetter "Aye." Motion Carried.

Motion by Santema, seconded by Negstad to approve the 911 Committee's FY2008 Budget Proposal. Roll Call Vote: Falken "Aye," Larson "Aye," Negstad "Aye," Santema "Aye," Klavetter "Aye." Motion Carried.

Commission Assistant/Human Resources Director, Stephanie Vogel met with the board to discuss the policy for the Brookings County Vending Machine Fund and correspondence received including a thank-you letter to Todd Struwe from Mayor/City Manager Mike Levsen of Aberdeen, from Nancy Sonnenburg of NAMI (National Alliance of Mentally Ill), Avera Institute for Human Behavioral Genetics, an invitation to the Commissioners to attend the Brookings County Chapter of the American Red Cross' Annual Meeting on July 10th, and an invitation to participate in the 12th Annual Festival of Lights Event. She also briefed the board on the City's process on studying their space needs and discussed the FY2008's budget hearings schedule.

Motion by Santema, seconded by Falken to approve the Policy for the Brookings County Vending Machine Fund as friendly amended. Roll Call Vote: Larson "Aye," Negstad "Aye," Santema "Aye," Falken "Aye," Klavetter "Aye." Motion Carried.

Deputy States Attorney, Wm. Mark Kratochvil had nothing to report.

COMMISSIONER'S OPEN DISCUSSION

Commissioner Negstad reported on the Public Utilities Commission meeting in Sioux Falls.

Commissioner Larson had nothing to report.

Commissioner Santema reported on the Public Utilities Commission meeting in Sioux Falls and SDSU's Honor Regents reception.

Commissioner Falken reported on the Public Utilities Commission meeting in Sioux Falls.

Chairperson Klavetter reported on the Public Utilities Commission meeting in Sioux Falls and discussed the States' Attorney's Office's legal responsibilities concerning Trenton Township's possible legal action in the proposed airport expansion plan.

EXECUTIVE SESSION

Motion by Santema, Seconded by Negstad to enter into Executive Session at 9:30am. Roll Call Vote: Negstad "Aye," Santema "Aye," Falken "Aye," Larson "Aye," Klavetter "Aye." Motion Carried. Chairperson Klavetter declared Executive Session over at 9:55 am. Reason - Legal Matters. No action was taken.

ADJOURNMENT

There being no further business, Chairperson Klavetter declared the meeting adjourned until 8:30am Tuesday, July 10, 2007.

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Christine L'Amour
Office Assistant
Brookings County Auditor's Office